UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND

UNITED STATES OF AMERICA

v.   Case No. 20-MJ-018-LDA and
                                                    20-MJ-111-LDA

DAVID ESSER

ASSENTED TO MOTION TO EXCLUDE TIME
UNDER THE SPEEDY TRIAL ACT

The United States moves to extend the period within which an indictment or

information must be filed against Defendant, David Esser (Esser) under 18 U.S.C. §

3161(b) in Case No. 20-MJ-018-LDA and 20-MJ-111-LDA up to and including March 15,

2021. A written plea agreement was delivered to Esser and his three co-defendants in

20-MJ-018-LDA which was intended to resolve that case pre-indictment and thereby

conserve judicial resources. His three co-defendants have already pled guilty to that

case. However, before Esser signed and returned that plea agreement, he committed

new criminal offenses charged in 20-MJ-111-LDA. Esser has a new plea agreement that

will resolve both cases and has indicated that he intends to plead guilty.

The United States submits that the ends of justice as well as Esser's own best

interest will be served by excluding the time and that the ends of justice and interests of

Esser outweigh any interest Esser or the public may have in a speedy indictment

and/or trial. The United States has conferred with Esser's counsel, who has assented to

the granting of this motion.

Respectfully submitted,

AARON L. WEISMAN
United States Attorney

/s/ Gerard B. Sullivan
GERARD B. SULLIVAN
Assistant U. S. Attorney
United States Attorney's Office
50 Kennedy Plaza, 8th Floor
Providence, RI 02903
Phone: (401) 709-5064
Email: Gerard.Sullivan@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on February 17, 2021, I caused the Motion To Exclude Time Under the Speedy Trial Act to be filed electronically and it is available for viewing and downloading from the ECF system.

/s/ Gerard B. Sullivan
GERARD B. SULLIVAN
Assistant U. S. Attorney
United States Attorney's Office
50 Kennedy Plaza, 8th Floor
Providence, RI 02903
Phone: (401) 709-5064
Email: Gerard.Sullivan@usdoj.gov